

STATE OF CALIFORNIA
DECISION OF THE
PUBLIC EMPLOYMENT RELATIONS BOARD



CALEXICO UNIFIED SCHOOL DISTRICT,

Charging Party,

v.

CALEXICO TEACHERS ASSOCIATION,

Respondent.

CaseNo.LA-CO-1216-E

PERB Decision No. 1860

September 29, 2006

Appearances: Atkinson, Andelson, Loya, Ruud & Romo by Clifford D. Weiler, Attorney, for Calexico Unified School District; California Teachers Association by Joseph R. Colton, Attorney, for Calexico Teachers Association.

Before Duncan, Chairman; Shek and McKeag, Members.

DECISION

McKEAG, Member: This case comes before the Public Employment Relations Board (Board) on appeal by the Calexico Unified School District (District) of a Board agent's dismissal of its unfair practice charge. The charge alleged that the Calexico Teachers Association violated the Educational Employment Relations Act (EERA)

when it orchestrated a one day sick-out before the exhaustion of statutory impasse procedures. The District alleged that this conduct constituted a violation of EERA section 3543.6(c) and (d).

By letter dated July 13, 2006, the District withdrew its appeal and the underlying unfair practice charge and notified the Board that the matter has been resolved.

¹EERA is codified at Government Code section 3540, et seq.

Having reviewed the record in this matter, the Board finds the withdrawal to be in the best interests of the parties and to be consistent with the purposes of EERA. Accordingly, the Board grants the withdrawal.

ORDER

The request by the Calexico Unified School District to withdraw the unfair practice charge and appeal in Case No. LA-CO-1216-E is hereby GRANTED.

Chairman Duncan and Member Shek joined in this Decision.